

## **REMARKS**

Favorable reconsideration of this application, in light of the preceding amendments and following remarks, is respectfully requested.

Claims 1, 3, 6, 7 and 12-20 are pending in this application. Claims 1 and 12-20 are amended. Claims 4, 5, 8, 10 and 11 are cancelled. Claims 1 and 12-15 are independent claims.

### **Information Disclosure Statements**

Applicants appreciate the Examiner's consideration of the references included in the Information Disclosure Statement filed January 25, 2008. Applicants respectfully request the Examiner acknowledge consideration of the references included in the Information Disclosure Statements filed April 15, 2008; April 29, 2008; and July 2, 2008.

### **Claim Rejections under 35 U.S.C. § 102**

Claims 1, 3-8 and 10-20 stand rejected under 35 U.S.C. § 102(b) as anticipated by Taira et al. (U.S. Patent No. 6,009,234, herein Taira). Applicants respectfully traverse this rejection as detailed below.

The Office Action cites FIG. 4, element 74 of Taira as disclosing the information file recited in claim 1; column 12, lines 4-7 as disclosing the first playback indicator identifying a navigation command field recited in claim 1; and column 12, lines 7-8 as disclosing the first playback indicator indicating a name of the identified command field.

Element 74 shown in FIG. 4 of Taira is a volume management information area. Applicants notes that Taira states the following regarding the volume management information area. "The volume management area 74 stores volume management information for managing a disk information file 76 in the file region 80 (hereinafter referred to simply as 'disk information file 76') and a file 78 such as a movie file or .a music file, i.e. data on the recording positions,

recording capacities, file names, etc. of all files.” However, Applicants submit that nowhere does Taira disclose the volume management information includes a first playback indicator as required by claim 1.

In fact, the Office Action indicates that column 12, lines 4-7 of Taira discloses the first playback indicator and column 12, lines 7-8 disclose a name of the identified navigation command field. Column 12, lines 4-10 recites the following.

The menu structure information area 87 stores information such as the total number (i.e. parameter NOMCEL) of menu cells 90 in the menu video data area 84 recorded in the disk information file 76 and a start cell number (i.e. parameter TMSCEL) of the title menu cells 90 constituting a series of menu video data for selecting the title present within the disk.

Accordingly, it appears the Office Action is indicating the menu structure information area 87 is the first playback indicator. However, the menu structure information area 87 is included in the file management information area 82 of the disc information file 76 as shown in FIGS. 4-5 and described in column 11, lines 38-61. As such, Applicants submit that the menu structure information area 87 is not included in the volume management information area 74.

In light of the above analysis, Applicants submit that Taira at least fails to disclose “recording an information file in a first area of the computer-readable medium, the information file including a first playback indicator for managing a first playback of the computer-readable medium,” as required by claim 1. Applicants note that independent claims 12-15 recite somewhat similar features, and thus, Applicants submit that Taira fails to disclose all the features of independent claims 12-15. Therefore, Applicants request the rejection of independent claims 1 and 12-15, as well as all claims depending therefrom be withdrawn.

Should the Examiner not agree that the above arguments overcome the rejections, Applicants request the Examiner specifically identify which what features of Taira are believed

to correspond to each of the following: (i) information file, (ii) first playback indicator, (iii) navigation command field, (iv) navigation command, (v) playlist, and (vi) playitem. This information would allow Applicants to better respond to the next Office Action. Further, each of these features is recited in the independent claims, and Applicants are having difficulty finding each of these features in Taira, much less the specific relationship between these features required by the independent claims.

### CONCLUSION

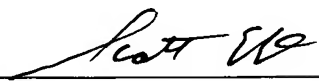
In view of above remarks and amendments, reconsideration of the outstanding rejection and allowance of the pending claims is respectfully requested.

If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at number listed below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

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